

## Message Text

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44

ACTION EB-11

INFO OCT-01 ARA-16 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

DOT-00 INR-10 NSAE-00 RSC-01 FAA-00 SS-20 NSC-07 L-03

H-03 DRC-01 /082 W

----- 003986

P 032220Z JUL 74

FM AMEMBASSY LIMA

TO SECSTATE WASHDC PRIORITY 838

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EO 11652: N/A

TAGS: ETRN, PE

SUBJ: CIVAIR - BRANIFF/AEROPERU PROBLEM

REF: LIMA 5404

1. INDICATIONS ARE BEGINNING TO ACCUMULATE THAT AEROPERU DOES NOT INTEND TO BEGIN OPERATIONS TO MIAMI AS OF JULY 28 AND WILL USE AS EXCUSE FACT THAT OPERATING PERMIT WILL NOT BE ISSUED UNTIL LATER THIS MONTH AND THAT TIME REMAINING DOES NOT PERMIT AEROPERU TO MEET OTHER CAB AND FAA REQUIREMENTS. AEROPERU PRESIDENT SOTO HAS IN FACT SAID AS MUCH TO LIMA FAA REPRESENTATIVE IRISH.

2. IN ORDER TO FORESTALL TO EXTENT POSSIBLE EFFORT BY GOP/ AEROPERU TO SHIFT BLAME TO U.S. EMBASSY BELIEVES IT WOULD BE HELPFUL IF AMBASSADOR WERE ABLE TO SEND LETTER TO SOTO AND TRANSPORT MINISTER MENESES WHICH WOULD MAKE FOLLOWING POINTS:

A. CAB HAS APPROVED AND SENT FORWARD TO PRESIDENT FOR SIGNATURE AEROPERU'S OPERATING PERMIT. PERMIT DOES NOT INCLUDE THE TWO CONDITIONS TO WHICH GOP HAS OBJECTED. WE EXPECT THAT THE PRESIDENT WILL SIGN PERMIT AT EARLY OPPORTUNITY.

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B. THERE ARE SEVERAL OTHER FORMALITIES WITH WHICH AEROPERU MUST COMPLY BEFORE BEGINNING OPERATIONS. WE URGE THAT AEROPERU BEGIN TO COMPLY WITH THESE REQUIREMENTS WITHOUT WAITING FOR THE PRESIDENT TO SIGN THE OPERATING PERMIT. THESE REQUIREMENTS ARE AS FOLLOWS:

(1) AEROPERU MUST FILE ITS RATE STRUCTURE WITH THE CAB FOR APPROVAL. THIS NORMALLY MUST BE DONE THIRTY DAYS BEFORE AN AIRLINE INTENDS TO BEGIN OPERATIONS. CAB IS WILLING TO GRANT EXEMPTION FROM THIS THIRTY-DAY REQUIREMENT IN ORDER TO PERMIT AEROPERU TO BEGIN OPERATING ON JULY 28.

(2) AEROPERU MUST SIMILARLY FILE ITS FREQUENCIES WITH CAB, FOR INFORMATION PURPOSES ONLY, THIRTY DAYS PRIOR TO BEGINNING OPERATIONS. CAB IS WILLING TO GRANT EXEMPTION FROM THIS REQUIREMENT. IN THE MEANTIME, THERE IS NOTHING TO BAR AEROPERU FROM ADVERTISING ITS SERVICES WITH NOTATION THAT FARE STRUCTURE IS SUBJECT TO APPROVAL.

(3) AEROPERU MUST APPLY TO FAA FOR AN OPERATING CERTIFICATE AND FAA REPRESENTATIVE IRISH IS WILLING TO ACCOMPANY AEROPERU OPERATIONS REPRESENTATIVE TO MIAMI FAA OFFICE TO EXPEDITE ISSUANCE OF PERMIT WHICH SHOULD NOT REQUIRE MORE THAN ONE OR TWO DAYS.

C. WE DO NOT BELIEVE THAT INsofar AS COMPLIANCE WITH U.S. REQUIREMENTS IS CONCERNED THERE IS ANY REASON WHY AEROPERU CANNOT OPERATE TO MIAMI ON JULY 28. WHETHER AEROPERU DOES BEGIN OPERATIONS ON THAT DATE IS SOMETHING THAT AEROPERU MUST DECIDE. WE ARE ANXIOUS THAT AEROPERU DO SO IF IT WISHES AND ARE PREPARED TO DO EVERYTHING POSSIBLE TO BE OF ASSISTANCE.

3. EMBASSY DOES NOT KNOW WHETHER FOREGOING SUGGESTED TEXT ACCORDS WITH FACTS AS INTERESTED WASHINGTON AGENCIES KNOW THEM. WE WOULD LIMITED OFFICIAL USE

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APPRECIATE IF IF DEPARTMENT WOULD MAKE SUCH CHANGES IN THIS TEXT AS MAY BE NECESSARY AND ADVISE US ACCORDINGLY SO THAT AMBASSADOR CAN SEND LETTER FORWARD AS SOON AS POSSIBLE, HOPEFULLY BY EARLY NEXT WEEK.  
DEAN

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CIVIL AVIATION, AIRLINES, AIR ROUTE APPLICATIONS, AVIATION AGREEMENTS, FOREIGN POLICY POSITION, DIPLOMATIC COMMUNICATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 03 JUL 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** shawdg  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974LIMA05413  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740177-0276  
**From:** LIMA  
**Handling Restrictions:** n/a  
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**Legacy Key:** link1974/newtext/t19740777/aaaacokd.tel  
**Line Count:** 112  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** LIMA 5404  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** shawdg  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 19 SEP 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <19 SEP 2002 by cunninfx>; APPROVED <14 FEB 2003 by shawdg>  
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**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR - BRANIFF/AEROPERU PROBLEM  
**TAGS:** ETRN, PE, US, BRANIFF, AEROPERU  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005